

September 8, 2014

Re: APPEAL to Request a Waiver of the FCC Form 471 Filing Window Deadline

CC Docket No.: 02-6

Appellant Name: San Juan BOCES  
Form 471 Applicant Number: 993068  
BEN: 142418  
Application Number 993068

"Funding Year 2014 FCC Form 471 Postmarked Outside of Window"

To whom it may concern,

The circumstances surrounding our "out of window" filing are as follows:

New IT Manager went to training however misunderstood the filing deadline for Form 470 and subsequently 471. He has since been removed from this position.

Attached is his email to DeLilah Collins at CDE explaining his error and seeking guidance from her to which she replied we needed to wait for the letter of denial requiring a letter of Appeal for the waiver.

After reviewing the email, please consider this request for a waiver due to this very unfortunate albeit very unintentional error.

Sincerely,



Paula Sublett  
Director of Business Services  
San Juan BOCES  
[psublett@sjboces.org](mailto:psublett@sjboces.org)  
970-247-3261 X 203

*attachment: 1*

From: Mike Awe <mawe@sjboces.org>  
Subject: I MISSED THE Form 470 FILING DEADLINE - Please help me make it right  
Date: March 7, 2014 at 10:53:59 PM MST  
To: "Collins\_D@cde.state.co.us" <Collins\_D@cde.state.co.us>  
Cc: Paula Sublett <psublett@sjboces.org>

I cannot believe I am writing this email DeLilah – describing my worst nightmare.

Despite your excellent training (Grand Junction 1/14), I mistakenly committed as fact, that the deadline for the Form 470 submittal was March 26<sup>th</sup> 2014 (the deadline for Form 471 submittal).

I cannot defend that error, but unfortunately my subsequent use of the USAC website reinforced (in my mind) my assumption. In addition to frequently checking current year BEAR status during the last two months, I had reviewed your material and gone through the mechanics of completing the Form 470 on the site and repeatedly saw the countdown timer on the home page. Somehow I put that countdown date in my mind as our Form 470 filing date. Unfortunately, that's exactly what I told our Director of Business Services (copied above) when I briefed her on what I had learned and what the schedule for submittal was.

A high impact telephony issue intervened in early February and, with the incorrect information, we decided to dedicate my full attention to it – with plans to complete the Form 470 submittal next week (3/10/14). I have been gathering existing contracts, free & reduced lunch data, and reviewing prior year documentation in preparation and felt comfortable that I could complete the draft Form 470 this weekend, for review next week.

I discovered my error as I read last week's issue of USAC's S&L News Brief this evening to ensure I was up to date before starting the first draft.

At this point, I intend to complete the Form 470 submittal draft this weekend as planned and review it with my director on Monday.

Unless you are a truly dedicated public servant ( and I have no doubt you are!) you will probably see this on Monday, but I remember you offering to advocate for, and advise fools like me in the best steps to remedy this horrible mess. I also remember that you discussed some forgiveness precedents in class and, in hopes of that grace, I reviewed the FCC decision referenced in a link on the USAC site but it appears to reference Form 471.

By way of demographics:

- We are a BOCES providing special education services to 9 member districts in southwest Colorado.
- Our application could best be summarized as 'the same vendors and services as last year'
- This is my first year filing applications
- I assumed a vacant position 10 months ago that had/has primary responsibility for E-Rate administration.
- I am the sole technology support resource for a staff of nearly 100.

Please contact me (office extension below rings my cell) at your earliest convenience and let us know what our chances are for a successful appeal.

Very humble regards,

**Mike Awe**

IT Manager

San Juan BOCES

mawe@sjboces.org

office 970-247-3261 x222

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